IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

THURSDAY, THE 13TH DECEMBER 2007 / 22ND AGRAHAYANA 1929

Bail Appl..No. 7692 of 2007()

CRIME NO.224/07 OF VALLIKUNNAM POLICE STATION

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PETITIONER : 1ST ACCUSED:

SHAJI, AGED 27 YEARS, S/O.MOHANAN,
PUTHENVEEDU, KEEPALLYTHARA, MANGUZHY MURI,
BHARANIKKAVU VILLAGE, FROM KOCHUVEETTIL
THEKKETHIL VEEDU, KOMALLOOR MURI,
CHUNAKARA VILLAGE.

BY ADV. SRI.K.ABDUL JAWAD

RESPONDENTS: COMPLAINANTS:

1. **STATE OF KERALA, REPRESENTED BY**
   PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM

2. **SUB INSPECTOR OF POLICE,**
   VALLIKUNNAM POLICE STATION, VALLIKUNNAM.

BY PUBLIC PROSECUTOR SRI.S.U.NAZAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 13/12/2007, ALONG WITH BA.7695/2007 THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

B.A. Nos.7692 & 7695 of 2007

Dated this the 13th day of December, 2007

ORDER

Applications for regular bail. The common petitioner faces allegations under the Kerala Abkari Act. On the very same date i.e., 8/11/07, he was found to keep in his possession, in two separate but nearby places, of 30 x 14 litres and 35 x 6 litres of Wash. The alleged incident took place on 8/11/07. The petitioner was not available for arrest on that day. He was arrested later on 19/11/07. The learned Public Prosecutor submits that except these two cases, the petitioner has no history of any criminal antecedents.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer on condition that the Investigator, in a serious crime like this, is granted reasonable further time to complete the investigation and I am satisfied that the petitioner can now be directed to be enlarged on bail subject to appropriate terms and conditions.

3. **In the result:**

(a) This applications are allowed. The petitioner shall be released on bail in both cases on the following terms and conditions:

(i) The petitioner shall not be released from custody on the strength of this order prior to 24/12/2007. The Investigator shall, in the meantime, make every endeavour to complete the investigation.

(ii) The petitioner shall in each case execute bonds for Rs.1,00,000/- (Rupees one lakh only) each with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

(iii) The petitioner shall make himself available for interrogation before the Investigating Officer on all Mondays and Fridays between 10 a.m. and 12 noon for a period of two months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R. BASANT, JUDGE)

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